

ITEM# \_\_\_\_\_

PREPARED BY: Lois Riseling

APPROVED BY: \_\_\_\_\_

Assistant County Attorney

**RESOLUTION APPROVING THE COUNTY MAYOR'S NOMINATION OF DR. JOSE C. YATACO, DOUGLAS B. DUGARD, JR., AND ROBERT D. CASH FOR JOINT CITY-COUNTY APPOINTMENT AND DORIS BOYD AND DR. KARL PENSAK FOR JOINT CITY-COUNTY REAPPOINTMENT TO THE MEMPHIS AND SHELBY COUNTY AIR POLLUTION CONTROL BOARD. SPONSORED BY COMMISSIONER JOE FORD.**

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**WHEREAS**, Pursuant to the rules and regulations governing the members of the Memphis and Shelby County Air Pollution Control Board, in written correspondence to the Chairman of the Shelby County Board of Commissioners dated October 1, 2009, the County Mayor nominated Dr. Jose C. Yataco, Douglas B. Dugard, Jr., and Robert D. Cash for joint City-County appointment and Doris Boyd and Dr. Karl Pensak for joint City-County reappointment to the board; and

**WHEREAS**, The ratification and approval by Shelby County Board of Commissioners is required; and

**WHEREAS**, The members of the Memphis and Shelby County Air Pollution Control Board are appointed for a term of four (4) years upon approval by the Shelby County Board of Commissioners or until the appointment of their successors; and

**WHEREAS**, Pursuant to Ordinance No. 343, adopted by the Shelby County Board of Commissioners on August 27, 2007, Dr. Amado Freire is term limited as of the expiration of the last term to which he was appointed, which expired on August 29, 2008, and is serving until his successor could be appointed; and

**WHEREAS**, Dr. Jose C. Yataco shall be appointed to fill the unexpired term that Dr. Amado Freire has been holding until his successor could be appointed and said term will expire on August 29, 2012; and

**WHEREAS**, Pursuant to Ordinance No. 343, adopted by the Shelby County Board of Commissioners on August 27, 2007, Phil Coop is term limited as of the expiration of the last term to which he was appointed, which expired on August 29, 2009, and is serving until his successor could be appointed; and

**WHEREAS**, Douglas B. Dugard, Jr. shall be appointed to fill the unexpired term Phil Coop has been holding until his successor could be appointed and said term will expire on August 29, 2013; and

**WHEREAS**, Pursuant to Ordinance No. 343, adopted by the Shelby County Board of Commissioners on August 27, 2007, Carol Tsagarakis is term limited as of the expiration of the last term to which she was appointed, which expired on August 29, 2008, and is serving until her successor could be appointed; and

**WHEREAS**, Robert D. Cash shall be appointed to fill the unexpired term Carol Tsagarakis has been holding until her successor could be appointed and said term will expire on August 29, 2012' and

**WHEREAS**, The term of service for Doris Boyd should be retroactive to August 29, 2009, expiring on August 29, 2013, for a term of 4 years; and

**WHEREAS**, The term of service for Dr. Karl Pensak should be retroactive to August 29, 2009, expiring on August 29, 2013, for a term of 4 years.

**NOW, THEREFORE, BE IT RESOLVED BY THE BOARD OF COUNTY COMMISSIONERS OF SHELBY COUNTY, TENNESSEE**, That the appointment of Dr. Jose C. Yataco, Douglas B. Dugard, Jr., and Robert D. Cash for joint City-County appointment and Doris Boyd and Dr. Karl Pensak for joint City-County reappointment to the board; and for the terms listed above are with this Resolution approved by the Shelby County Board of Commissioners.

**BE IT FURTHER RESOLVED**, That this Resolution shall take effect from and after the date it shall have been enacted according to due process of law, the public welfare requiring it.

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A C Wharton, Jr., County Mayor

Date: \_\_\_\_\_

ATTEST:

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Clerk, County Commission

ADOPTED \_\_\_\_\_

